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Express Mail No.: **EV 327 494 268 US**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

VIRGIN ENTERPRISES LIMITED

Opposer,

v.

KAY GUITAR COMPANY,

Applicant.

10-30-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

Opposition No. 91154392

OPPOSER'S NOTICE OF RELIANCE

PLEASE TAKE NOTICE that Opposer, Virgin Enterprises Limited ("VEL"), pursuant to Rule 2.122 of the Trademark Rules of Practice, 37 C.F.R. §2.122, hereby offers into evidence the following exhibits:

1. Photocopy of Opposer's First Set of Interrogatories to Applicant
2. Photocopy of Applicant's Answer to Opposer's First Interrogatories
3. Photocopy of Opposer's First Request for Production of Documents and Things to Applicant
4. Photocopy of Applicant's Production of Documents and Things Pursuant to Opposer's First Request
5. Certified copy of Registration No. 1,413,664 for VIRGIN
6. Certified copy of Registration No. 1,469,618 for VIRGIN

CERTIFICATION UNDER 37 C.F.R. 1.10

I hereby certify that this paper is being deposited with the United States Postal Service as Express Mail No. **EV 327 494 268 US** in the envelope addressed to: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514, on October 30, 2003.

Jacqueline M. Lesser
(Name)

(Signature)

(Reg. No.)

October 30, 2003
(Date of Signature)

7. Certified copy of Registration No. 1,517,801 for VIRGIN (stylized)
8. Certified copy of Registration No. 1,591,952 for VIRGIN (stylized)
9. Certified copy of Registration No. 1,597,386 for VIRGIN
10. Certified copy of Registration No. 1,851,817 for VIRGIN
11. Certified copy of Registration No. 1,852,776 for VIRGIN (stylized)
12. Certified copy of Registration No. 1,863,353 for VIRGIN MEGASTORE
13. Certified copy of Registration No. 2,151,589 for VIRGIN VODKA
14. Certified copy of Registration No. 2,237,092 for VIRGIN VACATIONS
15. Certified copy of Registration No. 2,482,726 for VIRGIN ATLANTIC VACATIONS
16. Certified copy of Registration No. 2,488,605 for VIRGIN CARGO WINGS
17. Certified copy of Registration No. 2,507,654 for THE VIRGIN TRADING COMPANY and Logo
18. Certified copy of Registration No. 2,536,973 for VIRGIN HEALTHCARE FOUNDATION and Design
19. Certified copy of Registration No. 2,586,162 for VIRGIN
20. Certified copy of Registration No. 2,600,080 for VIRGIN (stylized)
21. Certified copy of Registration No. 2,622,510 for VIRGIN (stylized)
22. Certified copy of Registration No. 2,625,455 for VIRGIN
23. Certified copy of Registration No. 2,639,079 for VIRGIN HOLIDAYS
24. Certified copy of Registration No. 2,643,644 for VIRGIN VIE and Design
25. Certified copy of Registration No. 2,675,758 for VIRGIN
26. Certified copy of Registration No. 2,689,097 VIRGIN (stylized)
27. Certified copy of Registration No. 2,689,098 for VIRGIN
28. Certified copy of Registration No. 2,698,986 for VIRGIN SOL
29. Certified copy of Registration No. 2,709,578 for VIRGIN (stylized)

30. Certified copy of Registration No. 2,717,644 for VIRGIN
31. File Wrapper for Reg. No. 2,770,775 registered October 7, 2003 (App. No. 76/301,009) for VIRGIN MOBILE
32. File Wrapper for Reg. No. 2,770,776 registered October 7, 2003 (App. No. 76/301,011) for VIRGIN MOBILE and Design
33. File Wrapper for App. No. 75/353,068 for VIRGIN VIE and Design
34. File Wrapper for App. No. 75/983,348 for VIRGIN (stylized)
35. File Wrapper for App. No. 76/139,871 for VIRGIN VOOM
36. File Wrapper for App. No. 76/301,010 for VIRGIN EXTRAS
37. File Wrapper for App. No. 76/301,267 for VIRGIN XTRAS
38. File Wrapper for App. No. 76/400,175 for VIRGIN ACTIVE and Design
39. File Wrapper for App. No. 76/400,176 for VIRGIN
40. File Wrapper for App. No. 76/400,178 for VIRGIN (stylized)
41. File Wrapper for App. No. 76/481,886 for VIRGIN PULSE
42. File Wrapper for App. No. 76/495,267 for VIRGIN SHOT
43. File Wrapper for App. No. 76/495,269 for VIRGIN ATLANTIC
44. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 98,545 to VIRGIN FILMS
45. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 99,108 to VIRGIN SOAP & Design
46. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 101,819 to VIRGIN
47. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 103,287 to VIRGIN RAINFOREST
48. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 105,266 to ARI'S VIRGIN CHERRY ALE
49. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 106,762 to BORN AGAIN VIRGIN

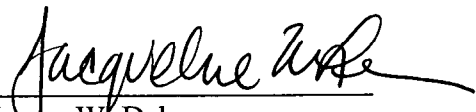
50. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 108,967 to VIRGIN STEELE
51. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 111,633 to VIRGIN TIGHT
52. Photocopy of Default Judgment entered against Registrant in connection with VEL's Cancellation No. 29, 855 to BLACK VIRGIN
53. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 116,254 to NATURAL VIRGIN
54. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 118,079 to VIRGIN SLUT
55. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 118,362 to NORMA VIRGIN (Signature)
56. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 119,393 to VIRGIN SUN GROWN
57. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 119,511 to ASHTON CABINET VSG VIRGIN SUN GROWN
58. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 125,265 to VIRGIN COMMUNICATIONS
59. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 125,275 to VIRGIN WIRELESS
60. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 125,299 to VIRGIN BAKERS
61. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 125,394 to VIRGIN MOBILE
62. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 125,395 to VIRGIN NET
63. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 151,160 to VIRGIN ORGANIC
64. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 152,707 to VIRGIN A2
65. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 153,751 to VIRGIN GOLD (Label)

66. Photocopy of Default Judgment entered against Applicant in connection with VEL's Opposition No. 154,145 to VIRGIN MEGA WHORE
67. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 154,358 to VIRGIN WHEY
68. Photocopy of Judgment entered against Applicant in connection with VEL's Opposition No. 156,268 to VIRGINTEX
69. Excerpt from the October 31, 2002 issue of Rolling Stone including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE
70. Excerpt from the December 12, 2002 issue of Rolling Stone including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE
71. Excerpt from the December 26, 2002 through January 9, 2003 special double issue of Rolling Stone including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE
72. Excerpt from the January 23, 2003 issue of Rolling Stone including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE
73. Excerpt from the December 2002/January 2003 issue of Teen People including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE
74. Excerpt from the February 2003 issue of Teen People including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE
75. Excerpt from the March 2003 issue of Teen People including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE
76. Excerpt from the October 2002 issue of YM including a photocopy of the cover, masthead page, and the advertisement for VIRGIN MOBILE

Respectfully submitted,

Dated: October 30, 2003

By:


James W. Dabney
Joyce M. Ferraro
Jacqueline M. Lesser
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New York, New York 10036
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing **OPPOSER'S NOTICE OF RELIANCE** was served this 30th day of October, 2003 by First Class Mail, postage prepaid, upon Applicant's counsel at the address designated for that purpose:

Susan L. Ruzbasan, Esq.
Corporate Counsel
Asian-American Manufacturing Co. Inc. and Kay Guitar Company
1 Twin Lakes Circle
Corona Del Mar, CA 92625

A handwritten signature in cursive script, reading "Jacqueline M. Ruzbasan", written over a horizontal line.



EXHIBITS

Proceeding/Serial No: 154,392

Filed: 10/30/03

Title: P/s notice of
Reliance

COE 121

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